



**TOWN OF LADYSMITH  
MINUTES OF A MEETING OF COUNCIL  
MONDAY, JULY 7, 2014  
COUNCIL CHAMBERS, CITY HALL  
7:00 P.M.**

**COUNCIL MEMBERS PRESENT:**

Mayor Rob Hutchins	Councillor Steve Arnett	Councillor Jillian Dashwood
Councillor Bill Drysdale	Councillor Gord Horth	Councillor Duck Paterson
Councillor Glenda Patterson		

**STAFF PRESENT:**

Ruth Malli	Sandy Bowden	Felicity Adams
John Manson	Joanna Winter	

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**CALL TO ORDER**

Mayor Hutchins called this Regular Meeting of Council to order at 7:00 p.m.

**AGENDA APPROVAL**

*Moved and seconded:*

**CS 2014-244**

That the agenda for the Regular Council Meeting of July 7, 2014 be approved.  
*Motion carried.*

**MINUTES**

*Moved and seconded:*

**CS 2014-245**

That the minutes of the Regular Meeting of Council held Monday, June 16, 2014 be approved.  
*Motion carried.*

*Moved and seconded:*

**CS 2014-246**

That the minutes of the Special Meeting of Council held Monday, June 23, 2014 be approved.  
*Motion carried.*

**DEVELOPMENT  
APPLICATIONS**

**Development Permit Application – 11 High Street (Trevor Ivens English Steakhouse Ltd.)**

**Lot 17 and 18, Block 9, District Lot 56, Oyster District, Plan 703**

*Moved and seconded:*

**CS 2014-247**

That Council issue Development Permit 3060-14-04 to permit alterations to an existing building on Lot 17 & 18, Block 9, District Lot 56, Oyster District, Plan 703 (11 High Street); and that the Mayor and Corporate Officer be authorized to sign the Development Permit.

*Motion carried.*

**Covenant CA3656639 – Holland Creek Place**

**Lot A, District Lot 43, Oyster District, Plan EPP12594**

*Moved and seconded:*

**CS 2014-248** That Council not require the construction of a walkway from Lot A, District Lot 43, Oyster District, Plan EPP12594 to the sidewalk on Dogwood Drive due to desired tree retention and long term maintenance implications.  
*Motion carried.*

*Moved and seconded:*

**CS 2014-249** That staff be requested to investigate with the developer the feasibility of installing a sidewalk at the entrance of the proposed subdivision to connect with the existing sidewalk on Dogwood Drive.  
*Motion carried.*

**Official Community Plan Amendment and Rezoning Application  
1148, 1150 and 1156 TransCanada Highway (KD Gold  
Enterprises Ltd.)**

**Lots 9, 10, 11, 12, 13, D.L. 139, Oyster District, Plan 7217**

*Moved and seconded:*

- CS 2014-250**
1. That Council direct staff to prepare bylaws to:
    - Amend the Official Community Plan and the Zoning Bylaw to permit highway service commercial use, including motor vehicle sales, as a principal use on 1148 and 1150 Trans Canada Highway (Lots 9 and 10, D.L.139, Oyster District, Plan 7217);
    - Amend the Zoning Bylaw to permit one accessory dwelling unit; with a maximum size of 90m<sup>2</sup> of gross floor area (or 40% of the total gross floor area of the principal building whichever is less) at 1156 Trans Canada Hwy (Lots 11, 12, and 13, D.L.139, Oyster District, Plan 7217);

And that the following land use matters be secured as follows:

- (a) Prior to the adoption of the Zoning Bylaw amendment bylaw:
  - Consolidation of Lots 9 and 10 into one lot and Lots 11, 12, and 13 into one lot; and
  - Registration of a reciprocal easement between the parcels with a condition that the Town would approve an amendment or release of the easement.
- (b) As part of the Development Permits for the two development sites:
  - No tree removal on the bank located between Second Avenue and the base of the slope on lots 11, 12, and 13, except as needed to install one retaining wall with a maximum height of 1.5 metres at the base of the slope, or as deemed necessary in a report by a qualified arborist;
  - No driveway access from Second Avenue to the subject properties;
  - Close or relocate the Strathcona Road driveway access to a safer location as approved by the Director of Infrastructure Services; and

- Any Trans Canada Highway driveway access for each of the development sites be designed and constructed to be a right-in / right-out to the standards required by the Ministry of Transportation.

2. That Council direct that the consideration of the continuation of the Esplanade boulevard and sidewalk design standard along the portion of the Trans-Canada Highway from Strathcona Road to First Avenue be referred to the Master Transportation Plan project.

*Motion carried.*

## COMMITTEE REPORTS

### **Cowichan Sportsplex Funding Model**

Mayor Hutchins made a brief presentation regarding proposed regional funding options for the Cowichan Sportsplex. This included results of a consultation process that included presentations and questions with local governments in the Cowichan Valley Regional District and an online survey.

The Regional District Board will be considering a recommendation to take the matter to referendum in fall 2014.

### **Cowichan River Water Level**

Mayor Hutchins outlined concerns about low water levels in the Cowichan River Basin. Council requested that Mayor Hutchins keep Council informed as to water conservation measures in the Cowichan Watershed and ways the Town of Ladysmith can support such measures.

Staff reported that they are monitoring water levels in the Town's water supply system due to a lower than usual snow pack in the winter of 2013/2014.

Councillor D. Paterson announced that the annual Council-hosted Outdoor Movie Night fundraiser for Tour de Rock will take place on Tuesday, August 26; the movie will be *Frozen*.

## CORRESPONDENCE

### **Stephen Hunt, United Steelworkers**

**Request for Resolution in Support of the "Stop the Killing and Enforce the Law" Campaign for Worker Safety**

*Moved and seconded:*

CS 2014-251

That the correspondence from Stephen Hunt of the United Steelworkers, dated June 16, 2014, be received.

*Motion carried.*

### **Kendra-Ann E. Van Shaik**

*Moved and seconded:*

CS 2014-252

That the correspondence from Kendra-Ann E. Van Shaik outlining concerns about funding for the Ladysmith RCMP Victim Services

Program be referred to an upcoming meeting of Council and that staff be requested to provide Council with a report regarding funding in other jurisdictions in the Cowichan Valley Regional District and Nanaimo.

*Motion carried.*

## UNFINISHED BUSINESS

### Ladysmith and District Credit Union History Book

CS 2014-253

*Moved and seconded*

That in addition to offering the book *Ladysmith: Our Community, Our Credit Union. A History* for sale at City Hall, staff be directed to:

- a) include information about the book on the Town's website;
- b) promote the book and sales locations in the next edition of "Ladysmith Links"; and
- c) issue a media release regarding the Town's support for the Credit Union in selling the book

*Motion carried.*

## QUESTION PERIOD

Council advised that staff are investigating cost-effective options for a sound system in Council Chambers.

Council advised that it wishes to have full information about possible effects of climate change on the Town's water supply system from a climate modelling report that has been commissioned prior to determining whether to proceed to a referendum on the Couverdon Boundary Expansion application.

Council has written to the Minister of the Environment requesting urgent action on the issue of hydrocarbon contamination in the vicinity of Forward Road but has not yet received a response from the Minister. The residents of the area have been provided with a copy of the correspondence.

Council has not been requested to investigate the installation of a swimming raft at Transfer Beach.

## CLOSED SESSION

CS 2014-254

*Moved and seconded at 8:11 p.m.:*

That Council retire into closed session after a two-minute recess.

*Motion carried.*

## RISE AND REPORT

Council arose from Closed Session with report on the following item:

- That staff be directed to secure appraisals on Town-owned properties on Jim Cram Drive and in the vicinity of the Nanaimo Airport.

## ADJOURNMENT

CS 2014-255

*Moved and seconded:*

That this meeting of Council adjourn at 9:08 p.m.

*Motion carried.*

CERTIFIED CORRECT:

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Mayor (R. Hutchins)

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Corporate Officer (S. Bowden)

Subject to Adoption